

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ROBINSON BERMUDEZ,

*Plaintiff,*

- against -

CHRISTOPHER DISTEFANO and NICHOLAS RUIZ,

*Defendants.*

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**VERDICT SHEET**  
**Court Ex. 2A1**

15-cv-3240 (KAM) (RLM)

**QUESTION NO. 1.** Do you the jury unanimously find that plaintiff, Robinson Bermudez, established, by a preponderance of the credible evidence, that defendant, **Officer Christopher DiStefano**, deprived him of his constitutional right by using excessive force in effecting his arrest on March 1, 2015?

YES ☐

NO ☒

AC

**QUESTION NO. 2.** Do you the jury unanimously find that plaintiff, Robinson Bermudez, established, by a preponderance of the credible evidence, that defendant, **Officer Nicholas Ruiz**, deprived him of his constitutional right by using excessive force in effecting his arrest on March 1, 2015?

YES ☐

NO ☒

AC

*If the jury answered "NO" to **both** Questions 1 and 2 your deliberations are finished. This verdict form should be signed and dated by the foreperson and given to the Marshal. If you answered "YES" to either Question Nos. 1 or 2, please proceed to Question No. 3.*

**QUESTION NO. 3.** If you answered "YES" to Question No. 1, please indicate whether Mr. Bermudez is entitled to either compensatory or nominal damages for **Officer DiStefano's** conduct. If you answered "NO" to Question No. 1, proceed to Question No. 4.

Please check only one:

Compensatory Damages

\_\_\_\_\_

Nominal Damages

\_\_\_\_\_

**QUESTION NO. 4.** If you answered "YES" to Question No. 2, please indicate whether Mr. Bermudez is entitled to either compensatory or nominal damages for **Officer Ruiz's** conduct. If you answered "NO" to Question No. 2, proceed to Question No. 5.

Please check only one:

Compensatory Damages \_\_\_\_\_  
Nominal Damages \_\_\_\_\_

*If you checked next to "Compensatory Damages" in either Question Nos. 3 or 4, proceed to Question No. 5. If you checked next to "Nominal Damages" in both Question Nos. 3 or 4, skip Question No. 5, and proceed to Question No. 6.*

**QUESTION NO. 5.** Only if you answered "YES" to Question Nos. 1 or 2, and you found in Question Nos. 3 or 4 that plaintiff is entitled to compensatory damages, please indicate below the amount, if any, each defendant is liable for.

Defendant Officer Christopher DiStefano \$ \_\_\_\_\_  
Defendant Officer Nicholas Ruiz \$ \_\_\_\_\_  
**Total Compensatory Damages** \$ \_\_\_\_\_

*If the jury found Mr. Bermudez established by a preponderance of the credible evidence that he suffered compensatory damages skip Question No. 6 and proceed to Item No. 7.*

**QUESTION NO. 6.** If you the jury unanimously found that plaintiff has proven his claim against either or both defendants as reflected by a "YES" answer in response to Question Nos. 1 or 2, but found that plaintiff has not proven compensatory damages against either or both defendants, you must award nominal damages not to exceed \$1.00. What amount of nominal damages do you award to plaintiff?

Defendant Officer Christopher DiStefano \$ \_\_\_\_\_  
Defendant Officer Nicholas Ruiz \$ \_\_\_\_\_  
**Total Nominal Damages:** \$ \_\_\_\_\_

*Please proceed to Item No. 7 on the following page.*

**ITEM NO. 7.** If the jury answered "YES" to Question Nos. 1 or 2, whether or not the jury awarded compensatory or nominal damages, please proceed to answer the special interrogatories on Court Ex. 2B.

Dated: Brooklyn, New York  
January 16, 2019

  
\_\_\_\_\_  
Jury Foreperson